

City of Jacksonville, Illinois

MUNICIPAL BUILDING • 200 WEST DOUGLAS • 62550-2094

January 15, 2002

RECEIVED
JAN 30 2002

Illinois Commerce Commission
RAIL SAFETY SECTION

Mr. Neil F. Flynn
Attorney at Law
1035 South Second Street
P.O. Box 37
Springfield, IL 62705

Correspondence

Re: T01-0070
Norfolk Southern Railway Company vs. City of Jacksonville, et al.

Dear Mr. Flynn:

At the Jacksonville City Council meeting on January 14th, the Council approved a Motion directing me to notify the Illinois Commerce Commission in writing that the Council opposes the closing of the grade crossing at Brown Street, and recommends as an alternative that the grade crossing at Johnson Street be closed, and the Brown Street grade crossing remain open.

The primary concern with the Brown Street closing is the fact that there are a couple of houses north of that grade crossing, and south of the Burlington Northern & Santa Fe Railway Company spur, and the residents and certain Council members fear those houses will be isolated when train cars are stopped on the Burlington Northern & Santa Fe Railway Company spur, preventing ordinary travel across the spur, and most importantly, preventing access to those houses by emergency vehicles.

Thank you for your attention to this matter.

Very truly yours,

Daniel J. Beard
City Attorney

DJB:lsf

cc: Alderman James Daniels
Mr. Leonard Surratt

MOCKETED

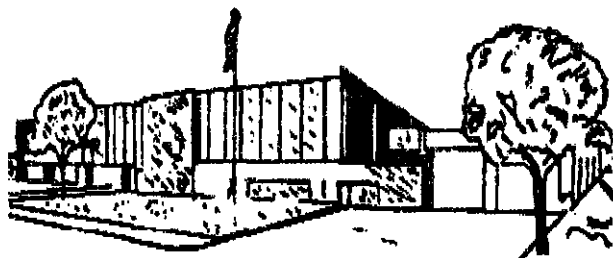
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COPY



City of Jacksonville, Illinois

MUNICIPAL BUILDING • 200 WEST DOUGLAS • 62650-2094

January 22, 2002

RECEIVED
JAN 30 2002

Illinois Commerce Commission
RAIL SAFETY SECTION

Illinois Commerce Commission
Attn: Kevin Sharpe, Director of Processing
527 East Capitol
Springfield, Illinois 62701

Correspondence

Re: **Docket No. T01-0070**
Norfolk Southern Railway Company vs. City of Jacksonville, et al.

Dear Kevin:

Enclosed please find the original correspondence which the Jacksonville City Council directed me to forward to the Illinois Commerce Commission concerning the above-captioned matter. I have not been directed to either file a response or attend the hearing scheduled for tomorrow at 10:00 a.m., and I do not plan on attending the hearing. We do have a conference call scheduled this morning with Neil Flynn and Bob Berry.

I will give you a call a little bit later this morning to give you some more of the background on this case.

If it is necessary that you actually have an original letter, rather than a faxed copy, please advise, and I can run the original to Springfield this afternoon.

Thank you for your attention to these matters.

Very truly yours,

Daniel J. Beard

Daniel J. Beard, City Attorney
dbeard@irc.ncr

DJB:je

Enclosure

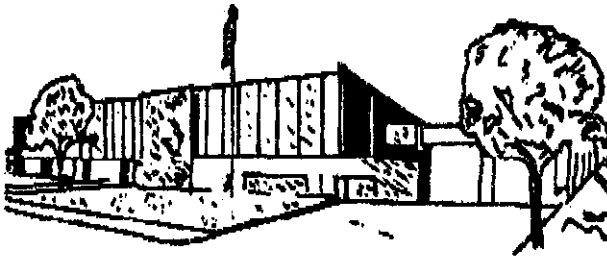
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City of Jacksonville, Illinois

MUNICIPAL BUILDING • 200 WEST DOUGLAS • 62653-2064

January 22, 2002

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JAN 30 2002

Illinois Commerce Commission
RAIL SAFETY SECTION

Illinois Commerce Commission
Attn: Kevin Sharpe, Director of Processing
527 East Capitol
Springfield, Illinois 62701

Re: ***Docket No. T01-0070***
Norfolk Southern Railway Company vs. City of Jacksonville, et al.

Dear Mr. Sharpe:

Late last week I faxed to you a copy of correspondence I previously had forwarded to Attorney Neil Flynn, counsel for Norfolk Southern Railway Company in the above-referenced matter.

On January 14, the Jacksonville City Council approved a motion directing me to notify the Illinois Commerce Commission that the City Council opposes the closing of the grade crossing at Brown Street, and recommends as an alternative that the grade crossing at Johnson Street be closed, and the Brown Street grade crossing remain open.

The primary concern with the Brown Street closing is the fact that there are a couple of houses north of that grade crossing, and south of the Burlington-Northern & Sante Fe Railway Company spur, and the residents and certain council members fear those houses will be isolated when train cars are stopped on the Burlington-Northern & Sante Fe Railway Company spur, preventing ordinary travel across the spur, and most importantly, preventing access to those houses by emergency vehicles.

Thank you for your attention to this matter.

Very truly yours,

Daniel J. Beard/jc

Daniel J. Beard, City Attorney
dbeard@jrtc.net

DJB:jc

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